

1 Callie A. Bjurstrom, State Bar No. 137816
Michelle A. Herrera, State Bar. No. 209842
2 LUCE, FORWARD, HAMILTON & SCRIPPS LLP
600 West Broadway, Suite 2600
3 San Diego, California 92101-3372
Telephone No.: 619.236.1414
4 Fax No.: 619.232.8311
cbjurstrom@luce.com
5 mherrera@luce.com

6 Attorneys for Plaintiff INSWEB CORPORATION

7 John Christopher Jaczko, State Bar No. 149317
Allison H. Goddard, State Bar No. 211098
8 Jaczko Goddard LLP
4401 Eastgate Mall
9 San Diego, California 92121
Telephone No.: 858.550.6150
10 Fax No.: 858.225.3500
cjaczko@jaczkogoddard.com
11 agoddard@jaczkogoddard.com

12 Attorneys for Defendants AUTOBYTEL, INC., AUTOBYTEL I CORP., f/k/a AVV, INC., and
DOMINION ENTERPRISES

13
14 UNITED STATES DISTRICT COURT
15 SOUTHERN DISTRICT OF CALIFORNIA
16

17 INSWEB CORPORATION,

18 Plaintiff,

19 v.

20 AUTOBYTEL, INC., AUTOBYTEL I
CORP., f/k/a AVV, INC., and DOMINION
21 ENTERPRISES,

22 Defendants.
23

Case No. 08-CV-0447 WQH (LSP)

**JOINT MOTION FOR ENLARGEMENT
OF TIME TO RESPOND TO FIRST
AMENDED COMPLAINT**

24 Plaintiff INSWEB CORPORATION and Defendants AUTOBYTEL, INC., AUTOBYTEL I
25 CORP., f/k/a AVV, INC. and DOMINION ENTERPRISES, by and through their respective counsel
26 hereby jointly move, pursuant to Local Rule 12.1, that Defendants' time to file any and all pleadings
27 responsive to the First Amended Complaint in the above-captioned matter shall be enlarged to
28 May 16, 2008. This Joint Motion is based on the following facts:

1 Plaintiff filed its original Complaint on March 11, 2008, and attempted service of the same on
2 all named Defendants. It is Defendants' position that service was procedurally improper. Defendants
3 further contend that ATC Holdings, Inc. is not a proper party to this lawsuit. Having met and
4 conferred through counsel, Plaintiff agreed to file a First Amended Complaint withdrawing ATC
5 Holdings, Inc. as a Defendant and substituting in its place and stead Dominion Enterprises, an entity
6 that Defendants have represented is a Virginia general partnership. Plaintiff's First Amended
7 Complaint was filed on April 17, 2008.

8 Defendants have agreed to waive any challenges to service and to accept service of the
9 Summons and First Amended Complaint through their counsel designated herein. Plaintiff, in turn,
10 has agreed to grant Defendants additional time up to and including May 16, 2008 to respond to the
11 Complaint.

12 There have been no previous requests from, or granted by, this Court for enlargement of time
13 in this matter, and no party would be prejudiced by this brief delay.

14
15 DATED: April 21, 2008

LUCE, FORWARD, HAMILTON & SCRIPPS LLP

16
17 By: s/Michelle A. Herrera

Michelle A. Herrera

Attorneys for Plaintiff INSWEB CORPORATION

18
19 DATED: April 21, 2008

JACZKO GODDARD LLP

20
21 By: s/Allison H. Goddard

Allison H. Goddard

Attorneys for Defendants AUTOBYTEL, INC.,

AUTOBYTEL I CORP., f/k/a AVV, INC. and

DOMINION ENTERPRISES

22
23
24
25 101088611.1